

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)

Local Exchange Carriers' Rates, Terms,
and Conditions for Expanded
Interconnection Through Physical
Collocation for Special Access
and Switched Transport)

CC Docket No. 93-162

DISPATCHED BY

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FCC MAIL SECTION

ORDER

Adopted: July 25, 1997 Released: July 25, 1997

By the Chief, Competitive Pricing Division, Common Carrier Bureau:

I. INTRODUCTION

1. On July 18, 1997, U S West Communications, Inc. (U S West) and Pacific Bell (Pacific) each filed a motion for an extension of time to make their compliance filings pursuant to the requirements of the *Physical Collocation Tariff Investigation Order*.¹ The deadline for submitting these compliance filings is July 28, 1997. U S West seeks a four day extension of time, until August 1, 1997, to make this filing. Pacific seeks a 45 day extension of time, until September 11, 1997, to make this filing. For the reasons stated herein, we grant U S West's request for an extension of time and we grant in part Pacific's request for an extension of time.

II. BACKGROUND

2. In the *Physical Collocation Tariff Investigation Order*, the Commission required local exchange carriers (LECs) that still have physical collocation tariffs in effect subject to this investigation to submit tariff revisions and plans for issuing refunds.² In addition, the Commission ordered LECs that discontinued providing physical collocation service, following

¹ *Local Exchange Carriers' Rates, Terms, and Conditions for Expanded Interconnection Through Physical Collocation for Special Access and Switched Transport*, CC Docket No. 93-162, First Report and Order, FCC 97-208, (June 13, 1997) (*Physical Collocation Tariff Investigation Order*).

² The LECs that still have physical collocation tariffs are: Lincoln Telephone and Telegraph, Nevada Bell, NYNEX, Pacific, Rochester Telephone Corporation, and Southern New England Telephone Company.

release of the *Virtual Collocation Order*,³ to submit plans for issuing refunds.⁴

III. PLEADINGS

A. U S West's Motion

3. In its Motion for Extension of Time, U S West states that it needs an additional four days to verify the initial calculations that were made in its physical collocation service refund plan. U S West states that a four day extension is a short duration of time and that granting this extension would not, therefore, substantially harm its customers.

B. Pacific's Motion

4. Pacific contends that an extension of time is essential because much of the historical data needed to comply with the Commission's *Physical Collocation Tariff Investigation Order* was deleted inadvertently from its computer files for 59 of its 126 central offices. Pacific states that it is working in "good faith" to re-create the data and calculate the revisions necessary in order to have information available for as many central offices as possible for filing of its tariff revisions by July 28, 1997. Pacific also asserts that it has been difficult to implement the terms and conditions of the *Physical Collocation Tariff Investigation Order* because many of its managers that were familiar with this issue are now working on other Commission proceedings. Moreover, Pacific states that many of its employees who worked on physical collocation tariffs have left or moved on to other positions in the company.

IV. DISCUSSION

5. It is the policy of the Commission that motions for extensions of time shall not be routinely granted.⁵ We find, however, that the record in this proceeding might not be adequately developed unless U S West and Pacific are granted additional time. Accordingly, we grant U S West's motion for an extension of time and extend the deadline for U S West to file its physical collocation refund plan to August 1, 1997. Because Pacific lost data in 59 of its 126 central offices, we are only granting an extension for those 59 central offices. Accordingly, Pacific is required to file its tariff revisions and refund plans for the 67 central

³ *Expanded Interconnection with Local Telephone Facilities*, Memorandum Opinion and Order, CC Docket No. 91-1419, 9 FCC Rcd 5154 (1994) (*Virtual Collocation Order*).

⁴ The LECs that discontinued providing physical collocation service are: Ameritech Operating Companies, Bell Atlantic Telephone Companies, BellSouth Telecommunications, Inc., Central Telephone Companies, Cincinnati Bell Telephone Companies, GTE Telephone Operating Companies, Southwestern Bell Telephone Company and U S West.

⁵ 47 C.F.R. § 1.46(a) (1996).

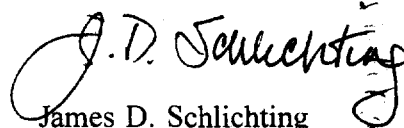
offices for which it has the underlying data on July 28, 1997. Further, we require Pacific to make the compliance filings for the 59 central offices with the missing data in two stages. Pacific must make its first compliance filing for 29 of the 59 central offices on August 21, 1997. Pacific's second compliance filing for the remaining 30 central offices must be made on September 11, 1997. We find that granting the motions for extension of time filed by U S West and Pacific, to the extent indicated herein, will not prejudice any other party in this proceeding.

V. ORDERING CLAUSES

8. Accordingly, IT IS ORDERED that, pursuant to Section 1.46 of the Commission's rules, 47 C.F.R. § 1.46, the Motion for Extension of Time filed by U S West Communications Inc. is GRANTED to the extent indicated herein.

8. IT IS FURTHER ORDERED that, pursuant to Section 1.46 of the Commission's rules, 47 C.F.R. § 1.46, the Motion for Extension of Time filed by Pacific Bell is GRANTED in part and DENIED in part to the extent indicated herein.

FEDERAL COMMUNICATIONS COMMISSION

A handwritten signature in black ink, appearing to read "J.D. Schlichting", with a stylized flourish at the end.

James D. Schlichting
Chief, Competitive Pricing Division
Common Carrier Bureau